Feb 24, 2003

RECEIVED FEB 28 2003

Norman C. Young, Chief Administrator Idaho Dept. of Water Resources 1301 North Orchard Street P. O. Box 83720 Bolse, Idaho 83720-0098

Department of Water Resources

RE: REQUEST FOR ADMINISTRATION IN BASIN 34 PURSUANT TO THE PARTIAL DECREES

Dear Norm:

As you know the SRBA District Court has recently Issued partial decrees for most, if not all, the valid water rights in Basin 34 along with an order of partial decree for the necessary general provisions. It also appears that the water supply for the upcoming irrigation season will be less than what is needed to provide for all water rights through out the entire season. It is obvious that regulating and administering water supplies pursuant to the entire listing of decreed water rights and in compliance with the general provisions will be essential this year. We also believe it is largely the responsibility of IDWR to provide for this administration by properly directing the local watermaster and deputies in their regulatory operation and enforcement of the decrees. We also recognize and believe this administration can best occur with the cooperation and involvement of all water users. Therefore we request the following steps be announced and taken by IDWR prior to the upcoming irrigation season.

- 1.) All water supplies in Basin 34 be distributed, administered, and regulated pursuant to the description and conditions contained in the partial decrees and other valid permits.
- 2.) Each diversion of surface or ground water from the resource be required to be diverted through a operative and functioning controlling works and measuring device.
- 3.) The Water District Watermaster and all Deputies be required to attend IDWR sponsored training regarding the necessary administrative procedures and become completely competent in their associated duties
- 4.) A full and complete accounting method of water supplies be developed and implemented which requires the weekly submission of data reports to IDWR, and which will be made available to the public upon request.
- 5) Advance annoucement to water users and administrators of these procedures and the notice that person(s) who fall to comply will be subject to notice of violation, prosecution, and/or dismissal.

BIG LOST RIVER WATER DISTRICT 34 MEASURING DEVICE REQUIREMENTS ADMINISTRATION PLANTIAL DECREES WATER USER RESOLUTION PARTIAL DECREES

2003 → 0 \

WHEREAS, there is a partial decree in which the court has identified the water rights in the Big Lost River Basin in Idaho, and;

WHEREAS, the court has authorized interim administration and distribution of water in Water District 34 pursuant to the partial decree, and;

WHEREAS, the rights described in the partial decree identify all of the elements of each water right including point of diversion, priority date, place of use, diversion rate and annual volume, and:

NOW THEREFORE BE IT RESOLVED by the Water Users of Water District 34 that the Watermaster be charged with distributing water in Water District 34 pursuant to the elements set forth by the court in the partial decree, and would parais.

Adopted this	day of March, 20	03 by the water users of	Water District 34.
Secretary	_		

BIG LOST RIVER WATER DISTRICT 34 MEASURING DEVICE REQUIREMENTS WATER USER RESOLUTION 2003-02-

WHEREAS, there is a partial decree in which the court has identified the water rights in the Big Lost River Basin in Idaho, and;

WHEREAS, the court has authorized interim administration and distribution of water in Water District 34 pursuant to the partial decree, and;

WHEREAS, the rights described in the partial decree identify all of the elements of each water right including point of diversion, priority date, diversion rate and annual volume, and:

WHEREAS, proper distribution of water in State Water District 34 requires the watermaster to regulate the rate at which water is diverted from the source.

NOW THEREFORE BE IT RESOLVED by the Water Users of Water District 34 that each point of diversion shall be equipped with an adequate means for the water master to control and regulate the rate at which water is diversed.

BE IT FURTHER RESOLVED that each diversion shall be equipped with a measuring device of a type approved by the Idaho Department of Water Resources.

BE IT FURTHER RESOLVED that the watermaster shall not deliver water to or allow water to be diverted at any diversion that is not equipped with an adequate control works and a measuring device.

Adopted this	day of Match, 20	tos by the water us	ers of water Distric	11 34
Secretary				

BIG LOST RIVER WATER DISTRICT 34 TRAINING REQUESTED WATER USER RESOLUTION 2003 _04



WHEREAS, the Watermaster has the statutory responsibility to distribute water pursuant to the rights described in the partial decree for the Big Lost River Basin, and;

WHEREAS, the Watermaster works under the authority of the Director of the Department of Water Resources and receives his authority through his appointment by the director, and;

WHEREAS, there is a need for the Watermaster and all those hired to distribute and deliver water to receive training by the Idaho Department of Water Resources.

NOW THEREFORE BE IT RESOLVED by the Water Users of Water District 34 meeting in regular annual session this 3rd day of March, 2003 that the Department of Water Resources be requested to provide training for the Watermaster, deputies, ditch riders and others involved in the work of distributing water within Water District 34 prior to the start of the 2003 irrigation season.

BE IT FURTHER RESOLVED that in all personnel involved in water distribution, including the Watermaster and his deputies, shall be required to attend an IDWR sanctioned training session as a condition of employment.

Adopted this	day of March, 20	003 by the water u	sers of Water District 34
Secretary			

BIG LOST RIVER WATER DISTRICT 34 RE DIVERSION MEASUREMENTS WATER USER RESOLUTION 2003 -64

WHEREAS, it is the responsibility of the Watermaster to distribute water pursuant to the rights described in the partial decree for the Big Lost River Basin, and;

WHEREAS, the required Watermaster's report can only be prepared when records of diversions have been accumulated through the irrigation season, and:

WHEREAS, there may not be adequate resources to collect data from every diversion every day, which is the goz.

NOW THEREFORE BE IT RESOLVED by the Water Users of Water District 34 ? meeting in regular annual session this 3rd day of March, 2003 that the Watermaster is hereby instructed to establish a process for selber diversion data for every diversion in the Water District no less frequently than once a week.



BE IT FURTHER RESOLVED that in addition to the Watermaster's report required by Idaho Code 42-606 the data collected each week shall be transmitted to the Idaho Department of Water Resources via the internet.

Adopted this	day of March,	2003 by the	water users of	Water	District	34.

Secretary

establish a process for the recording and collecting of daily diversion date

Watermaster will not mens, re-diversion of correl.

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BIG LOST RIVER WATER DISTRICT 34 WATERMASTER INSTRUCTIONS WATER USER RESOLUTION 2003 -> 5

WHEREAS, there is a partial decree in which the court has identified the water rights in the Big Lost River Basin in Idaho, and;

WHEREAS, the court has authorized interim administration and distribution of water in Water District 34 pursuant to the partial decree, and:

WHEREAS, the rights described in the partial decree identify all of the elements of each water right including point of diversion, priority date, diversion rate and annual volume, and:

WHEREAS, the priority system only works and water rights can only be protected when rights are administered in a manner that consistently recognizes relative entitlements water users have

NOW THEREFORE BE IT RESOLVED by the Water Users of Water District 34 that the Watermaster of Water District 34 shall distribute water in a manner that assures that no user is diverting water at a rate in excess of that set by the watermaster or specified in the partial decree, unless the additional amount is being provided from storage available to that water user from the Mackay Reservoir.

BE IT FURTHER RESOLVED that the watermaster is hereby instructed to request the issuance of a Notice of Violation by the Idaho Department of Water Resources pursuant to Idaho Code 42-1701(B) should be find any water user to be intentionally violating this resolution.

Adopted this _	day of March,	2003 by the water	er users of Water	District 34
Secretary		•		